



maryofamerica@aol.com
10/13/2010 04:40 PM

To gerber.chambers@nysb.uscourts.gov
cc
bcc
Subject Fwd: DisclosurePlanFeesObjections

Dear Judge Gerber, Helene Blum and all hardworking Court personnel!

I am forwarding additional arguments to my email Objections of Oct.11, 2010. The Disclosure/Plan notes that over 45 million of new GM warrants (options) will be issued @ \$30 and about 45million warrants @ \$55 (too high), but it does not explain the "undiluted" basis and if the options will be freely traded or only available to employees. It says nothing about the 2.5 billion common stock shares proposed in the Master Sales and Purchase Agreement and the 1 billion preferred bond shares, though I have not been able to view the Final Master Sale and Purchase Agreement that was signed on July 10, 2010. At what price will those shares be offered?

Given the bad internet publicity and all the objections being filed in regard to this re-organization, I believe it is extreme folly and another threat to the financial stability of GM, of America and the World to behave in such an un-restrained, irresponsible and self-dealing manner while ignoring the visible suffering in Haiti, in Palestine and in so many other places; also, the invisible suffering of ordinary North and South Americans who are being robbed. GM must not repeat the same mistakes. In regard to "future" claimants, I must mention your arguments when dismissing objections to the "Sale" - that those were "classic standing and **ripeness** issues".

I pray that you will adjudicate equitably and fairly.

Marianne Lisenko

-----Original Message-----

From: maryofamerica <maryofamerica@aol.com>
To: aillarionov <aillarionov@cato.org>; osadchuk_stephanie <osadchuk_stephanie@yahoo.ca>
Sent: Wed, Oct 13, 2010 9:34 am
Subject: Fwd: DisclosurePlanFeesObjections

IMPORTANT

-----Original Message-----

From: maryofamerica <maryofamerica@aol.com>
To: gretaandersson <gretaandersson@hotmail.com>; ivasquez <ivasquez@cato.org>
Sent: Wed, Oct 13, 2010 9:20 am
Subject: Fwd: DisclosurePlanFeesObjections

Hello!

I thought you might be interested to read the Objections that I already sent to the NY Bankruptcy Court. Feel free to forward. It should be public knowledge. There are a few additional points I must make which are of great public importance, specifically the "immunity" issue and the need for a clear definition of what diluted and undiluted shares are ("undiluted" means that no more than the originally issued shares will ever be authorized. This would ensure their rise in value and, provided the success of the company, would

also be the best guarantee of getting dividends paid out. Google can issue diluted, unlimited shares, probably, because their success appears unlimited, though appearances can be misleading, so buyer beware! Most importantly, diluted shares lead to over-valuation of the share price, as is now the case for Google. This can bring a drastic fall in share price, and, of course, Google will spend anywhere and everywhere before paying anyone a dividend.)

No official in any public capacity has any moral or legal right to claim immunity under the US Constitution (minus the invalid 11th Amendment, of course) and under any common sense notion of simple fairness in matters of a public nature. Public officials are already in positions of privilege relative everyone else, so to give them "immunity" to do whatever they feel "free" and inclined to do - is outrageous ABSURDITY! The Vermont Constitution clearly states that public officials are servants and are liable, in a legal way to the People. Thus, I write for the People!

-----Original Message-----

From: maryofamerica <maryofamerica@aol.com>
To: gerber.chambers <gerber.chambers@nysb.uscourts.gov>
Sent: Mon, Oct 11, 2010 5:55 pm
Subject: DisclosurePlanFeesObjections

CH 11 Case No.09-50026
Docket 7071, Claim of M.Lisenko 22063

In re

MOTORS LIQUIDATION COMPANY, et al.,
f/k/a General Motors Corp., et al.
Debtors

OBJECTIONS TO DISCLOSURE STATEMENT/PLAN
AND TO ALL UNREASONABLE PADDED PROFESSIONAL FEES AND EXPENSES

Further to my Response/Objection/Affidavit of September 14, 2010, please take into consideration the following facts and conclusions to which I have come after extensive and careful reading of the numerous key documents and Claims (70,000) that have been filed in this Ch.11 GM corporate re-organization case and which are accessible via the internet.

The 1776 American Revolution coincides with the year of publication of J.Swift's Gulliver's Travels. After more than 200 years of building a more just and secure society "for the benefit of all man (and woman) kind", Swift's satire of financial-legalistic machinations by the educated, influentially placed classes remains all too true. But given the amounts of property and people involved in this modern tyranny by the "administrative" classes in the United States and Canada, in particular, Swift's descriptions can be seen as not strong enough.

Specifically:

1. For at least the last fifty years, it has been a requirement of law and practice to write clear and succinct documents, not hundreds of pages of repetitive, obscure, evasive or out-right contradictory and deliberately padded "writings". See 1990 Debt Securities Indenture between Citibank and General Motors signed by Charles Golden, GM Treasurer, and P.DeFelice, VP for Citibank, which provides for UNLIMITED(!) aggregate amounts in securities and IMMUNITY to all incorporators, stockholders, officers and directors. In 2006, after almost 22 billion dollars more in securities were issued (in addition to the 1990 1.4 billion dollars worth), the signing trustees all resigned and Wilmington Trust became the new Trustee. ...It is difficult not to suspect the long-term preparation for an eventual "re-organization" - after everyone who could enriched themselves at the expense of what everyone believed were safe GM shares and bonds. The Disclosure Statement indicates that over 600 thousand shares (at highs of \$90 per share to lows of \$1) will be canceled. I believe GM had 2 billion shares authorized and 1.5 billion outstanding. That's about 30 to 50 billion dollars more than GM and trustees, etc. raked in. (My question again - Where did all that money go?) The Debtors acknowledge GM revenues of 150 billion, though given my estimate of 240 billion, maybe 175 billion is the more exact number.

2. Most interesting is the restricted access to view the Amended Memorandum Complaint filed against the BMW company and served at its headquarters in Munich, Germany. Is BMW, the Luxembourg Bank, Credit Swiss, Deutsch Bank and/or other European companies implicated in the so-called Term Loan Avoidance Action that the Disclosure Statement writes about? (See Moser v Toyota Motor Credit, 2009, Eastern District Texas, 07-42789.)

3. The Disclosure Statement and Plan (218 pages), of course, is another example of repetitive, intentionally wordy, convoluted, unnecessarily long and evasive writing. The Term Loan Avoidance Action is not explained and nothing is noted about what amounts will be apportioned to the 6 different classes of Claims. A 3 page media summary of the Plan by MLC CEO Al Koch (and his "small, lean team") states that four trusts will be formed and 536 million will go to the Environmental Remediation Trust. Nothing is said how much the Creditor's Trust, the Asbestos Injury Claims Trust, the Avoidance Action Trust will get and where the money will come from. All the trusts (six or seven) are elaborately broken into committees, administrators, agreements, assets, monitors, etc. and each is described in as lengthy as possible way. Most hilarious is the appointment of Dean Trafalat,

the Future Asbestos Injury Claims Administrator, of another law firm as his counsel, plus a Committee, etc.etc.

4. The Class 6 asbestos injury claims have a very small chance of being paid, so the appointments for "future" claims are nothing more than aristocratic largesse to under-employed or unemployed professionals. The 60+ page expense accounts that they have filed for "teleconferencing, reviewing and discussing" at an average of \$500 to \$700 per hour is gross shameless abuse of bankruptcy proceedings and a gross exaggeration of professional skill and ability. We are in the global internet age - substance, clarity and succinctness are imperative.

5. Weil, Gotshall also filed a 60 page expense account - and, I believe, they did go through "tons" of paperwork and produced a few thousand pages of very "skillful" writing. How much exactly? I don't believe a page of those writings is worth more than \$200, seeing how unsubstantive and redundant it is. Who did most of that writing? Does the name of D.Berz of Weil, Gotshall appear on any filings? His last 4-month billing amounts to over \$500,000 at \$900 per hour. Even exceptional rock and hockey star incomes are temporary, so what kind of logic can explain such exaggerated and inflated sums relative the daily hard-working routines of any clerical job? The requirement is to present reasonable claims for anything above and beyond purely clerical work. In my experience, the most tedious and difficult part in filing court documents is the compiling and photo-copying. Writing comes quite easily with a little practice. Everyone is doing it on the internet and in every imaginable publishing medium. To collect millions for writing - you have to come up with something better than the Harry Potter story, certainly more readable than bankruptcy proceedings!

6. Pre and Post Petition financing for the Ch.11 expenses is claimed in the aggregate amount of 33.3 billion dollars and the Debtors-in-Possession (Weil, Gotshall) have on July 10, 2009 already drawn 1.175 billion dollars for their disposal and for whomever they choose to extend their royal prerogative and payment. (Allow me to inject an apropos - the British monarchy has survived so long because it stands as the symbolic Defender of the Faith, and, I hope, the Brits are BELIEVERS in and practitioners of equitable justice, not the absurd notion of equal justice or equality in human relations - meaning you will be held accountable for dishonesty!).

7. To further explain the probable fact that GM executives (and possibly government officials who went along with the deception) had a pre-meditated intention of abusing Ch.11 and "avoidance" proceedings, let it be known

that the secretive Master Sale and Purchase Agreement of GM was nothing but a re-naming of GM, the real company, in order to transfer (and cancel-expunge-discharge-disallow) all the bonds, shares and asbestos claims into MLC, the "bankrupt" company.

Much of the money was a form of hoarding and gambling and those with hoarded millions will not become suddenly poor if they lose it. It is through the Courts of Justice that the invisible hand of God must perform acts of compassion and equity. True hard-working victims of asbestos poisoning, who sign Affidavits under Oath deserve that equity. (Of the 28,000 asbestos claims, perhaps half are truthful. A fund of only \$1 billion dollars would reasonably pay for claims and administrative expenses.)

8. I will conclude on a positive note. GM is a public global company and the re-organization-bookkeeping cleansing will make it more fiscally responsible and accountable. Hopefully, in the future more people will be paid the dividends that such a successful company as GM should have been paying. The 275 billion debt presented by 70,000 Proofs of Claim too must be viewed as exaggerated by many claimants (ex. \$20 million Claim of Ligia Raveto for wrongful death of her husband). These kinds of claims are the result of unrestrained greed and of addictive behaviors by "officers of the state", who are too often arrogant and intimidating, and who think they can rely on the "unlimited" money printing press of government. ... Life insurance policies do not provide for \$20 million compensation, unless you pay a million dollar premium.

FOR ALL THE ABOVE STATED REASONS I PRAY:

- A. THAT THE COURT WILL NOT DENY THE RE-PAYMENT OF MY \$5000 BOND, PLUS ANY OTHER COMPENSATION IT BELIEVES REASONABLE.
- B. THAT THE WEIL, GOTSHALL PLAN BE REJECTED AND THE TEAM OF AL KOCH (MLC) PREPARE A REASONABLE PLAN.
- C. THAT NO ATTORNEY BE PAID MORE THAN \$200/HR FEES;
- D. THAT ALL EXPENSES ACCOUNTS BE CLOSELY SCRUTINIZED BY UNEMPLOYED LAWYERS AND LAW STUDENTS.
- E. THAT THE COURT ACT ON ITS OWN MOTION TO ASSURE THE GLOBAL AUDIENCE THAT JUSTICE WILL BE DONE IN AMERICA.
- F. THAT THE COURT SERVE ALL INVOLVED PARTIES.

Signed electronically in Washington, DC, on October 11, 2010
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202-722-2280 (new office number)